



[Links/News](#)

[Contact Us](#)

Code 46

Navy-Marine Corps Appellate Review Activity Appellate
Government Division
Office of The Judge Advocate General
United States Navy

716 Sicard Street SE, Suite 1000
Washington Navy Yard, DC 20374-5047
(202) 433-2230

Deputy Assistant Judge Advocate
General
Deputy Division Director

LtCol Marc W. Fisher, USMC
LCDR Philip L. Sundel, JAGC, USN

Mission

Pursuant to Articles 70(a) and (b) of the Uniform Code of Military Justice, the Appellate Government Division is responsible for representing the United States in criminal appellate proceedings before the Navy-Marine Corps Court of Criminal Appeals (NMCCA), the United States Court of Appeals for the Armed Forces (USCAAF), and the Supreme Court of the United States in approximately 2400 cases annually. Makes recommendations to the Judge Advocate General concerning issues to be certified to the Court of Appeals for the Armed Forces. Additionally, the Division provides support to trial counsel and staff judge advocates in the field with timely and accurate advice concerning their representation

in the court-martial and post-trial processes

PRINCIPAL FUNCTIONS

Appellate Representation of the United States

Drafts briefs in response to appellant defense counsel's assignments of errors; presents oral argument before NMCCA and USCAAF, and, in conjunction with the Solicitor General's Office, the United States Supreme Court.

Additionally, the Director, Appellate Government Division, is the sole representative of the Department of the Navy authorized to file Government appeals and extraordinary writs from adverse rulings of military trial judges.

Trial Counsel Assistance Program (TCAP)

Furnishes advice to assist trial counsel, staff judge advocates, and

legal officers in the field in resolving military justice issues
on a
real time basis.

Training

Provides secondary source for training through on-site visits as
well
as publication of the Electronic Viewpoint.
